

**SUPREME COURT MINUTES
WEDNESDAY, DECEMBER 17, 2008
SAN FRANCISCO, CALIFORNIA**

S143710 D045592 Fourth Appellate District, Div. 1 **VASQUEZ (CRISTINA) v.
STATE OF CALIFORNIA**

Opinion modified - no change in judgment

THE COURT:

On the court's own motion, the opinion herein filed November 20, 2008, and published at 45 Cal.4th 243, is modified as follows:

On page 252 of 45 Cal.4th, the sentence beginning, "For example, a plaintiff suing under the Consumers Legal Remedies Act," is modified to read as follows:

For example, a plaintiff under the Consumers Legal Remedies Act (Civ. Code, § 1750 et seq.) must notify the defendant of the particular violations alleged and demand correction, repair, replacement, or other remedy at least 30 days before commencing an action for damages.

This modification does not affect the judgment.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S143710 D045592 Fourth Appellate District, Div. 1 **VASQUEZ (CRISTINA) v.
STATE OF CALIFORNIA**

Request for modification granted

The opinion is modified.

S148204 H028783 Sixth Appellate District **PEOPLE v. MENTCH
(ROGER WILLIAM)**

Opinion modified - no change in judgment

THE COURT:

The People's request for modification of the court's opinion filed herein on November 24, 2008, is granted. It is ordered that, at page 6 of the filed opinion, footnote 3 is modified to read as follows:

The Act extends limited immunity from state prosecution for cultivation or possession to both qualified patients and their designated "primary caregiver[s]." (§ 11362.5, subd. (d).)

On the court's own motion, a new footnote 5 is ordered inserted after the partial paragraph at the top of page 11 of the filed opinion that ends with "... to bless prior use].)" The footnote shall read as follows:

In holding that the assumption of primary caregiver responsibilities cannot apply retroactively to immunize prior cultivation or possession of marijuana, we do not suggest it would not apply

prospectively. Defendants who show they satisfied all other prerequisites for primary caregiver status for a given patient at some point after the onset of providing marijuana may avail themselves of the defense going forward, even if they remain subject to prosecution for actions taken prior to assumption of a primary caregiver role.

All subsequent footnotes shall be renumbered accordingly. This modification does not affect the judgment.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S148204 H028783 Sixth Appellate District

**PEOPLE v. MENTCH
(ROGER WILLIAM)**

Request for modification granted

The opinion is modified.

S167716 B203840 Second Appellate District, Div. 5

V. (DAVID), IN RE

Petition for review granted (civil case)

Votes: George, C. J., Kennard, Werdegar, Chin, and Corrigan, JJ.

S168300 A122583 First Appellate District, Div. 3

**PRESTON (ROBERT T.) ON
H.C.**

Review granted; transferred to Court of Appeal, First Appellate District, Division Three, to issue OSC

The petition for review is granted.

The matter is transferred to the Court of Appeal, First Appellate District, Division Three, with instructions to vacate its November 6, 2008, order denying the petition for writ of habeas corpus and to issue an order to show cause, returnable before that court, why petitioner is not entitled to the relief requested.

The return is to be filed on or before January 16, 2008.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S168476 A123110 First Appellate District, Div. 1

**HOEFT-EDENFIELD
(ANDREW) v. S.C. (PEOPLE)**

Review granted; transferred to Court of Appeal, First Appellate District, Division One, to issue OSC

The petition for review is granted.

The matter is transferred to the Court of Appeal, First Appellate District, Division One. That court is ordered to vacate its summary denial dated November 12, 2008, and is further ordered to issue an order to show cause, returnable before the Alameda County Superior Court. The Sheriff

of Alameda County is to be ordered to show cause, when the matter is placed on calendar, why bail should not be set. (Cal. Const., art. I, § 12; *In re Nordin* (1983) 143 Cal.App.3d 538, 542-543.) The return is to be filed on or before January 16, 2009.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S168542

Clemency file returned, no action taken

**HAGGARD (MERLE
RONALD) ON CLEMENCY**

S167093 B197533 Second Appellate District, Div. 1

Petition for review denied

**PEOPLE v. LARA (RICHARD)
& DIAZ (ANTHONY)**

S167196 B200913 Second Appellate District, Div. 7

Petition for review & publication request(s) denied

**PEOPLE v. OSIO
(SALVATORE PATRICK)**

S167226 G037909/G038359 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. POWELL
(MICHAEL ANGELO)**

S167300 H032069 Sixth Appellate District

Petition for review denied

**PEOPLE v. LARA (DAVID
ALAN)**

S167324 B205434 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. FRANKLIN
(RICKEY)**

S167448 E046617 Fourth Appellate District, Div. 2

Petition for review denied

GUILLEN (JESUS J.) ON H.C.

S167508 C059933 Third Appellate District
Petition for review denied

LUNA (BALTAZAR) ON H.C.

S167540 A119348/A119353/A119385
First Appellate District, Div. 4

**VILLAGOMEZ (MERCEDDES)
v. CONTRA COSTA COUNTY
WATER DISTRICT**

Petition for review & publication request(s) denied

S167546 B197557 Second Appellate District, Div. 1

**PEOPLE v. JONES
(DIAMOND)**

Petition for review denied

S167547 B197681 Second Appellate District, Div. 4

**PEOPLE v. HARTLEY
(DARRELL CORTEZ)**

Petition for review denied

S167563 B206919 Second Appellate District, Div. 8
Petition for review denied

HILL (ROBERT L.) ON H.C.

S167566 C056244 Third Appellate District

**PEOPLE v. BLAIR
(JERMAINE ROBERT)**

Petition for review denied

S167567 C053963 Third Appellate District

**PEOPLE v. GULLEY
(RENECHA MARINA)**

Petitions for review denied

S167573 B195594 Second Appellate District, Div. 7
Petitions for review denied

PEOPLE v. RIOS (ANTONIO)

S167583 B201721 Second Appellate District, Div. 1

Petition for review denied

**SHOWING ANIMALS
RESPECT & KINDNESS v.
CITY OF WEST
HOLLYWOOD**

S167595 E043188 Fourth Appellate District, Div. 2
(TOMMY)

Petition for review denied

PEOPLE v. THANH

S167600 F052709 Fifth Appellate District

Petition for review denied

**PEOPLE v. HICKS (MARK
HOWARD)**

S167603 A119039/A121471 First Appellate District, Div. 3

Petition for review denied

**PEOPLE v. PADIA (JACK
ROBERT)**

S167606 E043403 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. MEAKINS
(VIRGIL)**

S167616 B196218 Second Appellate District, Div. 4

Petition for review & publication request(s) denied

**SELVAGE (ANTHONY K.) v.
MEYERS (MELODY
STERNOFF)**

S167654 B210792 Second Appellate District, Div. 2
Petition for review denied

TOWNS (KAMI) ON H.C.

S167655 B207163 Second Appellate District, Div. 6
(TYREE

Petition for review denied

**PEOPLE v. COLLIER

CHRISTOPHER)**

S167664	B210722 Second Appellate District, Div. 3	ALLS (SHAWN) ON H.C.
Petition for review denied		
S167665	B198062 Second Appellate District, Div. 4	PEOPLE v. SINCLAIR
Petition for review denied		(CANESHA S.)
S167666	A115293 First Appellate District, Div. 4	PEOPLE v. GROMER
Petition for review denied		(JEREME SCOTT)
S167670	E042411 Fourth Appellate District, Div. 2	PEOPLE v. HALL (JESSE
Petition for review denied		LLOYD)
S167679	E046296 Fourth Appellate District, Div. 2	PEOPLE v. S.C. (PAGE)
Petition for review denied		
S167682	B202457 Second Appellate District, Div. 8	ANTHONY (JOANNE
MARIE)		v. CITY OF LOS ANGELES
Petition for review & depublication request(s) denied		
S167687	E042646 Fourth Appellate District, Div. 2	PEOPLE v. DEHARO
Petition for review denied		(JAVIER RIVAS)
S167699	A113265 First Appellate District, Div. 2	MCDONALD (GARRETT) v.
Petition for review & publication request(s) denied		CAREY (THOMAS J.)

S167753 B200366 Second Appellate District, Div. 5
Petition for review denied

PEOPLE v. KIM (JOHN)

S167761 E044028 Fourth Appellate District, Div. 2

Petition for review denied

**A-1 TEMPORARY POWER
SYSTEMS, INC. v. PULTE
HOMES, INC.**

S167778 C054972 Third Appellate District
(SANTOS)

Petition for review & depublication request(s) denied

**PEOPLE v. ZEPEDA

NIETO)**

S167783 E041501 Fourth Appellate District, Div. 2

**PEOPLE v. ADAMS
(EDWARD MICHAEL)**

The petition for review is denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court decides *Oregon v. Ice*, No. 07-901 (cert. granted March 17, 2008).

S167793 H033436 Sixth Appellate District

Petition for review denied

**JONES (JAMES LANDRUM)
ON H.C.**

S167805 B204129 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. PEARSON
(CORNELIUS)**

S167811 E046766 Fourth Appellate District, Div. 2

Petition for review denied

**GEORGE (HOLLISTER) ON
H.C.**

S167824 B200788 Second Appellate District, Div. 2

Petition for review denied

**SOCIAL SERVICES
PAYMENT CASES (JCCP NO.
4439)**

S167832 A122760 First Appellate District, Div. 1 **ALVAREZ (ALBERTO) v. S.C. (PEOPLE)**

Petition for review and application for stay denied

Petitioner's application to file an unredacted version of the petition for review under seal and a redacted version of the petition for review for public inspection is granted.

The unredacted petition for review discloses records sealed by the trial court. (California Rules of Court, rule 8.160(g).) The unredacted version of the petition for writ of mandate/prohibition filed in the Court of Appeal and supporting exhibits filed in the Court of Appeal remain under seal pursuant to an order of that court dated October 15, 2008. (California Rules of Court, rule 8.160(c).)

S167838 G038889 Fourth Appellate District, Div. 3 **PEOPLE v. CERVANTES (PEDRO)**

Petition for review denied

S167848 B203973 Second Appellate District, Div. 2 **PEOPLE v. DURHAM (ANDRE R.)**

Petition for review denied

S167849 B210496 Second Appellate District, Div. 8 **WITHERS (CLAUDE) ON H.C.**

Petition for review denied

S167880 F056046 Fifth Appellate District **BRYANT (JAMES EDWARD) ON H.C.**

Petition for review denied

S167883 B211162 Second Appellate District, Div. 7 **HART (BRAD) ON H.C.**

Petition for review denied

S167897 C060058 Third Appellate District **NATHAN (ELEANOR) ON H.C.**

The petition for review is denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court decides *Oregon v. Ice*, No 07-901.

S167906 C059853 Third Appellate District

Petition for review denied

**MORENO (RICHARD) ON
H.C.**

S167907 A117394 First Appellate District, Div. 5

Petition for review denied

**CONTEMPO MARIN
HOMEOWNERS
ASSOCIATION v.
MANUFACTURED HOME
COMMUNITIES, INC.**

S167951 B200979 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. LEWIS (EDWARD
DWAYNE)**

S167954 H032949 Sixth Appellate District

Petition for review denied

STAICH (IVAN VON) ON H.C.

S167992 B211418 Second Appellate District, Div. 6

Petition for review denied

JUAREZ (FRED R.) ON H.C.

S168033 G039692 Fourth Appellate District, Div. 3

Petition for review denied

**OLSON (HANNAH) v. IRVINE
IMPORTS, INC.**

S168042 B210991 Second Appellate District, Div. 8

Petition for review denied

SIMPSON (ESSIE) ON H.C.

S168107 G038925 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. ROMERO (LUIS
VALENZO)**

S168147 B210569 Second Appellate District, Div. 6

Petition for review denied

S168157 F054465 Fifth Appellate District

Petition for review denied

Baxter, J., was recused and did not participate.

S168158 C056170 Third Appellate District

Petition for review denied

S168169 A120256 First Appellate District, Div. 4

COMPANIES

Petition for review denied

S168175 B201280 Second Appellate District, Div. 1

Petition for review & depublication request(s) denied

S168178 F053671 Fifth Appellate District

Petition for review denied

S168181 A119070 First Appellate District, Div. 3

Petition for review denied

S168188 A117360 First Appellate District, Div. 2

Petition for review denied

**KOGA (ROBERT) v.
WORKERS'
COMPENSATION APPEALS
BOARD (HOFFMAN
CONSTRUCTION)**

J. (C.), IN RE

**PEOPLE v. FADDIS (TERESA
LYNN)**

**ALEJANDRE (CATALINA) v.
VALLEYCREST**

**MONKS (JOHN) v. CITY OF
RANCHO PALOS VERDES**

**PEOPLE v. BERGDOLL
(SHAWN CHARLES)**

**NICHOLS (MARK E. &
WENDY D.), MARRIAGE OF**

**PEOPLE v. KELLEY
(MYRON CRAIG)**

S168189	B202413 Second Appellate District, Div. 1	PEREZ (LETICIA H. & RALPH A.), MARRIAGE OF
Petition for review denied		
S168190	B202909 Second Appellate District, Div. 2	PEOPLE v. JOHNSON (JAYSON)
Petition for review denied		
S168194	H031730 Sixth Appellate District	PEOPLE v. GAETA (VINCENT PATRICK)
Petition for review denied		
S168196	B203264 Second Appellate District, Div. 2	PEOPLE v. HERNANDEZ (JUAN)
Petition for review denied		
S168207	B196898 Second Appellate District, Div. 6	WOOD (CRAIG) v. JAMISON (EDDIE B.)
Petition for review denied		
S168241	C057148 Third Appellate District	PEOPLE v. LOWERY (EVANS)
Petition for review denied		
S168245	H031617 Sixth Appellate District	PEOPLE v. PATEL (HIREN JAGDISH)
Petition for review denied		
S168247	C056766 Third Appellate District	PEOPLE v. JEFFERSON (RODNEY EUGENE)
Petition for review denied		

S168257 B188797 Second Appellate District, Div. 6 **PEOPLE v. PACHECO
(DAVID MICHAEL)**

The petitions for review are denied without prejudice to any relief to which defendants might be entitled after the United States Supreme Court decides *Oregon v. Ice*, No 07-901.

S168260 G039065 Fourth Appellate District, Div. 3 **SECRET (LUTHER E.) v.
SECURITY NATIONAL
MORTGAGE LOAN TRUST
2002-2**

Petition for review denied
George, C. J., and Kennard, J., were recused and did not participate.

S168264 E042271 Fourth Appellate District, Div. 2 **PEOPLE v. MATA (ALONZO)**
Petition for review denied

S168266 B201315 Second Appellate District, Div. 6 **PEOPLE v. CHILDRESS
(DANIEL)**

Petition for review denied

S168267 B197625 Second Appellate District, Div. 8 **PEOPLE v. GONZALEZ
(CHRISTOPHER)**

Petition for review denied

S168269 C055198 Third Appellate District **PEOPLE v. BROWN
(SOFALO
MATESE)**

Petition for review denied

S168271 B202500 Second Appellate District, Div. 5 **PEOPLE v. THOMAS
(MARTELL DEANDRE)**

Petition for review denied

S168273 A103286 First Appellate District, Div. 2 **PEOPLE v. POWELL
(GREGORY ANTHONY)**

Petition for review denied

S168284 E044177 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. THOMAS
(PHILLIP BRENT)**

S168288 B200409 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. EDWARDS
(ANTHONY MONQUALLI)**

S168291 B199197 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. ESCOBEDO
(GABRIEL)**

S168301 B195906 Second Appellate District, Div. 3
FARMERS

Petition for review denied

**SOUTH CENTRAL
FEEDING FAMILIES v. CITY
OF LOS ANGELES**

S168316 E043539 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. RAMIREZ
(ALBERTO AVENA)**

S168374 C060182 Third Appellate District

Petition for review denied

**BLED SOE (CHARLES
BRADLEY) v. S.C. (PEOPLE)**

S168375 D053093 Fourth Appellate District, Div. 1

Petition for review denied

B. (V.), IN RE

S168657 B211305 Second Appellate District, Div. 8
(PLAINTIFFS

Petition for review and application for stay denied

**DOES 1-4 v. S.C.
& DEFENDANTS OF THE
CLERGY CASES II)**

S169019 B212520 Second Appellate District, Div. 6

**BARBER (KENNETH
RICHARD) v. S.C. (PEOPLE)**

Petition for review and application for stay denied

S160181

WALTON (RONALD) ON H.C.

The petition for writ of habeas corpus is denied without prejudice to filing a petition for writ of habeas corpus in the trial court. (See *In re Lawrence* (2008) 44 Cal.4th 1181.)

S161508

**GAUNAIR (MICHAEL) ON
H.C.**

The petition for writ of habeas corpus is denied without prejudice to filing a petition for writ of habeas corpus in the trial court. (See *In re Lawrence* (2008) 44 Cal.4th 1181.)

S161638

**SHUMATE (GREGORY) ON
H.C.**

The petition for writ of habeas corpus is denied without prejudice to filing a petition for writ of habeas corpus in the trial court. (See *In re Lawrence* (2008) 44 Cal.4th 1181.)

S161656

**CABRERA (RAFAEL
A.) ON H.C.**

The petition for writ of habeas corpus is denied without prejudice to filing a petition for writ of habeas corpus in the trial court. (See *In re Lawrence* (2008) 44 Cal.4th 1181.)

S161657

**CABRERA (RAFAEL
ANTONIO) ON H.C.**

Petition for writ of habeas corpus denied
(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S161778

LEWIS (RICHARD) ON H.C.

The petition for writ of habeas corpus is denied without prejudice to filing a petition for writ of habeas corpus in the trial court. (See *In re Lawrence* (2008) 44 Cal.4th 1181.)

S163693**WYATT (ALBERT) ON H.C.**

The petition for writ of habeas corpus is denied without prejudice to filing a petition for writ of habeas corpus in the trial court. (See *In re Lawrence* (2008) 44 Cal.4th 1181.)

S164147**ROSADO (FRANCISCO) ON H.C.**

The petition for writ of habeas corpus is denied without prejudice to filing a petition for writ of habeas corpus in the trial court. (See *In re Lawrence* (2008) 44 Cal.4th 1181.)

S164241**HYDE (PAUL EDWARD) ON H.C.**

Petition for writ of habeas corpus denied
(See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S164263**WESTFALL (LARRY GENE) ON H.C.**

Petition for writ of habeas corpus denied
(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Hall* (1981) 30 Cal.3d 408, 423.)

S164285**MOORE (THOMAS EUGENE) ON H.C.**

Petition for writ of habeas corpus denied
(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734; *In re Clark* (1993) 5 Cal.4th 750.)

S164342**SANCHEZ (RUBEN) ON H.C.**

Petition for writ of habeas corpus denied

S164358**RODRIGUEZ (ANDY DELGADO) ON H.C.**

Petition for writ of habeas corpus denied

S164359

Petition for writ of habeas corpus denied

**COLEMAN (DONALD
WILLIAM) ON H.C.****S164395**

Petition for writ of habeas corpus denied

**WEBBER (KRYSTEN
AMBER) ON H.C.****S164629**Petition for writ of habeas corpus denied
(See *In re Clark* (1993) 5 Cal.4th 750.)**BANKS (MICHAEL L.) ON
H.C.****S164632**Petition for writ of habeas corpus denied
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon*
(1953) 41 Cal.2d 756.)**FONSECA (FRANCISCO) ON
H.C.****S164637**Petition for writ of habeas corpus denied
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)**HARDAWAY (SONNY RAY)
ON H.C.****S164645**Petition for writ of habeas corpus denied
(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**BRITTON (TERRY) ON H.C.****S164649**

Petition for writ of habeas corpus denied

**GAYTAN (JESUS AARON)
ON H.C.**

S164651**MCKINNEY (GREGORY) ON
H.C.**

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)**S164657****PERRY (JASON) ON H.C.**

Petition for writ of habeas corpus denied

S164661**SUMMERS (BARRY) ON H.C.**

Petition for writ of habeas corpus denied

S164663**WATSON (GREGORY) ON
H.C.**

Petition for writ of habeas corpus denied

S164678**CHRISTMON (MARK) ON
H.C.**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**S164680****REVIERE (RAYMOND
KEITH) ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Dixon* (1953) 41 Cal.2d 756.)**S164708****BARRIOS (KEVIN LEE) ON
H.C.**

Petition for writ of habeas corpus denied

S164710**ARMSTRONG (BRADY) ON
H.C.**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

S164750

Petition for writ of habeas corpus denied

(See *In re Waltreus* (1965) 62 Cal.2d 218; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**GALVIN (DARRYL E.) ON H.C.****S164773**

Petition for writ of habeas corpus denied

BOUNDS (EDWARD) ON H.C.**S164829**

Petition for writ of habeas corpus denied

FARR (BREDRICK) ON H.C.**S164892**

Petition for writ of habeas corpus denied

LOMELI (ARMANDO) ON H.C.**S164896**

Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304.)**MONTGOMERY (GERALD) ON H.C.****S164898**

Petition for writ of habeas corpus denied

BUNN (BILL) ON H.C.**S164921**

Petition for writ of habeas corpus denied

HALL, JR., (RICHARD GARY) ON H.C.**S164922**

Petition for writ of habeas corpus denied

LINDGREN (KEVIN BURTON) ON H.C.

S164946

Petition for writ of habeas corpus denied

HILL (ANTHONY) ON H.C.**S164967**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Miller* (1941) 17 Cal.2d 734.)**PROFFITT (JERRY) ON H.C.****S164973**

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Dixon* (1953) 41 Cal.2d 756.)**SMITH (DONNY DESHAWN)
ON H.C.****S164975**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756.)**PATTON (DERRICK
TERRELL) ON H.C.****S164987**

Petition for writ of habeas corpus denied

BERNAL (PEDRO) ON H.C.**S164988**

Petition for writ of habeas corpus denied

**DARLING (JAMES C.) ON
H.C.****S164995**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)**BURROUGHS (MICHAEL)
ON H.C.****S165002**

Petition for writ of habeas corpus denied

LAGUNA, JR., (AL) ON H.C.

S165007

The petition for writ of habeas corpus is denied without prejudice to filing a petition for writ of habeas corpus in the trial court. (See *In re Lawrence* (2008) 44 Cal.4th 1181.)

MYLES (JOHN) ON H.C.**S165010**

Petition for writ of habeas corpus denied

**SEVERSON (TIMOTHY J.)
ON H.C.****S165015
ON**

Petition for writ of habeas corpus denied
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

JOHNSON (MICHAEL W.)**H.C.****S165018**

Petition for writ of habeas corpus denied
(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

HUNT (STACY) ON H.C.**S165021**

Petition for writ of habeas corpus denied

**DEBOSE (ANTHONY) ON
H.C.****S165027**

Petition for writ of habeas corpus denied
(See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**SAMUELSON (HOWARD) ON
H.C.****S165028**

Petition for writ of habeas corpus denied

RUSSO (VINCENT) ON H.C.**S165046**

Petition for writ of habeas corpus denied

**KELLEY (WARREN L.) ON
H.C.**

S165053**HOWARD (JELANI K.) ON
H.C.**

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)**S165060****GOMEZ (ALFREDO S.) ON
H.C.**

Petition for writ of habeas corpus denied

S165062**CORRALES (JOSE
ALBERTO) ON H.C.**

Petition for writ of habeas corpus denied

S165063**DURAN (JAMES G.) ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S165064****PORTILLO (JUAN) ON H.C.**

Petition for writ of habeas corpus denied

S165067**THOMPSON (NIJAYAH) ON
H.C.**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)**S165073****BOYKIN (RAYMOND E.) ON
H.C.**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)**S165078****LUCAS, JR., (ISIAH) ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)

S165081

**HUTCHINS (CLIFTON) ON
H.C.**

Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S165082

GAMBLE (RICKY) ON H.C.

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S165083

**LUEVANO (CHRISTOPHER)
ON H.C.**

Petition for writ of habeas corpus denied

S165089

**RAMIREZ (ALFONSO) ON
H.C.**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

S165107

ALLEN (KELVIN) ON H.C.

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

S165108

BOUGH (ERIC) ON H.C.

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S165111

SALANGO (REMAR) ON H.C.

Petition for writ of habeas corpus denied

S165114

**PERKINS (ROOSEVELT) ON
H.C.**

Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S165116

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)**ARMSTRONG (BRADY) ON
H.C.****S165117**

Petition for writ of habeas corpus denied

WISE (LA'NARE) ON H.C.**S165131**

Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304.)**PETTY (TAMMY) ON H.C.****S165147**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**HARVEY (QUILLIE) ON H.C.****S165249**

Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**RUIZ (ENRIQUE) ON H.C.****S165253**

Petition for writ of habeas corpus denied

**THOMAS II (THAREL) ON
H.C.****S165258**

Petition for writ of habeas corpus denied

**RODRIGUEZ (DOMINIC) ON
H.C.****S165306**

Petition for writ of habeas corpus denied

**VALDEZ, JR., (TITO DAVID)
ON H.C.**

S165381

Petition for writ of habeas corpus denied

**JOHNSON (DWIGHT) ON
H.C.**

S165733

Petition for writ of habeas corpus & stay denied

**BARNO (RODNEY
BERNARD) ON H.C.**

S167750

Petition for writ of habeas corpus denied

**JOHNSON (LACEDRIC W.)
ON H.C.**

S167821

Petition for writ of habeas corpus denied
(See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

STREET (RANDY) ON H.C.

S168006

Petition for writ of habeas corpus denied

BROWN (WILLIAM) ON H.C.

S168027

Petition for writ of habeas corpus denied

WILLIAMS (BOBBY) ON H.C.

S168062

Petition for writ of habeas corpus denied

**CARL (CHARLES DANIEL)
ON H.C.**

S168184

Petition for writ of habeas corpus denied

**JEPPSEN (STEPHEN) ON
H.C.**

S168210

Petition for writ of habeas corpus denied

**BUTLER (MICHAEL L.) ON
H.C.**

S168363

Petition for writ of habeas corpus denied
(See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**MAESHACK (ANTRELL D.)
ON H.C.****S168512**

Petition for writ of habeas corpus denied

**SIMMONS (LAWRENCE) ON
H.C.****S168517**

Petition for writ of habeas corpus denied
(See *In re Dexter* (1979) 25 Cal.3d 921.)

**WILLIAMS (STEVEN) ON
H.C.****S168547**

Petition for writ of habeas corpus denied
(See *In re Dexter* (1979) 25 Cal.3d 921.)

DAILEY (JAMES) ON H.C.**S168693**

Petition for writ of habeas corpus denied

GARCIA (JULES J.) ON H.C.**S167590** A120311 First Appellate District, Div. 1

Publication request denied (case closed)

**YAN (DEMAS) v. SING TAO
NEWSPAPERS SAN
FRANCISCO LTD.****S167667** C057952 Third Appellate District
Publication request denied (case closed)**K. (ALEX), IN RE****S105876**

Extension of time granted
On application of appellant and good cause appearing, it is ordered that the time to serve and file
appellant's opening brief is extended to February 13, 2009.

**PEOPLE v. SUAREZ
(ARTURO JUAREZ)**

S164928 C054605 Third Appellate District

**STEINER (MARTIN A.) v.
THEXTON (PAUL)/
(SIDDIQUI FAMILY
PARTNERSHIP)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer to amicus curiae is extended to February 2, 2009.

S165113 B189133 Second Appellate District, Div. 2

**LOS ANGELES UNIFIED
SCHOOL DISTRICT v.
GREAT AMERICAN
INSURANCE COMPANY**

Extension of time granted

On application of Appellant Hayward Construction Company, Inc., and good cause appearing, it is ordered that the time to serve and file both appellants answer briefs on the merits is extended to February 19, 2009. No further extensions of time will be granted.

S168049

**DUKE (SCOTT HOWELL) ON
H.C.**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the informal response to petition for writ of habeas corpus is extended to January 20, 2009.

S167531 H030475 Sixth Appellate District

**PEOPLE v. SOTO (JAIME
VARGAS)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Heather MacKay is hereby appointed to represent appellant on the appeal now pending in this court.

Appellant's brief on the merits must be served and filed on or before thirty (30) days from the date of this order.

S092410

**PEOPLE v. NIEVES (SANDI
DAWN)**

Record augmentation granted

Appellant Sandi Dawn Nieves's "Supplemental Motion to Augment the Record on Appeal," filed August 29, 2008, is granted. (Cal. Rules of Court, rule 8.634(c).) The record on appeal is

augmented to include Exhibit C filed in support of appellant's motion, and volumes 1-13 of the exhibits that accompany appellant's motion.

S143723 C049915 Third Appellate District
OF

Order filed

The request to continue oral argument, filed on December 17, 2008, is denied.

S. (ANN), GUARDIANSHIP

S167924

**GRAY (MARIO LEWIS) ON
H.C.**

Order filed

The order filed on December 10, 2008, is amended to read, in its entirety:

"Petitioner's "Application for Order to File Portions of Petition for Writ of Habeas Corpus and Exhibits Under Seal," filed October 29, 2008, is granted in part and denied in part, as follows:

The Clerk is directed to file under seal petitioner's Exhibit 19, which is confidential by law (Pen. Code, § 1203.05, subd. (b)), and pages 49, 57, 63, 65, 71, and 201 of the petition, all of which refer to Exhibit 19. These documents were received conditionally under seal on October 29, 2008, and are to remain under seal until further order of this court.

The remainder of petitioner's application, pertaining to Exhibits 143, 146, and 150, is denied without prejudice to its renewal upon petitioner's compliance with California Rules of Court, rule 8.160(e)(2). Unless within 10 days after the date of this order petitioner notifies the Clerk that these documents should be filed publicly, the Clerk is directed to return them to counsel for petitioner. (Cal. Rules of Court, rule 8.160(e)(7).)"

S167945

**JOHNSTON, ACCUSATION
OF**

Petition denied (accusation)

S168159

LOVITT, ACCUSATION OF

Petition denied (accusation)

S168183

BWOGL, ACCUSATION OF

Petition denied (accusation)

**S168206
ACCUSATION**

Petition denied (accusation)

**FITZGERALD,
OF**

S168242
Petition denied (accusation)

O'BRIEN, ACCUSATION OF

S168327
Petition denied (accusation)

**KAMOGAWA, ACCUSATION
OF**

S168340
Petition denied (accusation)

**BORIHANH, ACCUSATION
OF**

S168381
Petition denied (accusation)

**EL KATAN, ACCUSATION
OF**

S168468
Petition denied (accusation)

**ANDERSON, ACCUSATION
OF**

S168478
Petition denied (accusation)

STEVENS, ACCUSATION OF

S166103
Pet/writ of review denied; recommended discipline imposed
The petition for a writ of review is denied.

JACKSON ON DISCIPLINE

The court orders that LISA J. JACKSON, State Bar No. 196208, be suspended from the practice of law for three years and until she provides proof satisfactory to the California State Bar Court of her rehabilitation, present fitness, and present learning and ability in the general law in accordance with standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct, that

execution of the suspension be stayed, and that she be placed on probation for three years on condition that she be actually suspended for 18 months. The court orders that LISA J. JACKSON comply with the other conditions of probation recommended by the Review Department of the State Bar Court in its Opinion filed on April 25, 2008, as modified by Order filed on April 30, 2008. The court orders that LISA J. JACKSON take and pass the Multistate Professional Responsibility Examination during the period of her actual suspension and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn.8.) The court also orders that LISA J. JACKSON comply with rule 9.20 of the California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. (Bus. & Prof. Code, § 6126, subd. (c).) Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.